

## **Remarks**

### **A. Status of the Claims**

Independent claims 93 and 95 have been canceled. Therefore, claims 51-74, 76, 78-92, 94, and 96 are pending.

The revised set of claims complies with 37 C.F.R. § 1.116. For instance, the amendments place the claims into a (1) condition for allowance (see below) and (2) better form for consideration on appeal, if necessary. Further, Applicant's representative, Michael R. Krawzsenek, had a telephone conference with Examiner Whisenant on August 17, 2006. During this telephone conference, Examiner Whisenant indicated that he would enter the claim amendments (*i.e.*, cancel claims 93 and 95).

### **B. Allowed Subject Matter**

The Action indicates that claims pending claims 51-74, 76, 78-92, 94, and 96 are allowable. Applicant agrees, and requests that this case proceed to issuance.

### **C. The Anticipation rejection is Moot**

Independent claims 93 and 95 are rejected under 35 U.S.C. § 102(b) as being anticipated by Devaux *et al.* Applicant disagrees with this rejection. Applicant believes that claims 93 and 95 are not anticipated by the cited reference.

However, in an effort to further the prosecution of this case and secure prompt allowance, Applicant has canceled claims 93 and 95. Applicant reserves the right to file a continuing application in this case.

**D. Conclusion**

Applicant believes that this is a full and complete response to the Final Office Action of June 14, 2006. The present claims are in condition for allowance, and such favorable action is requested.

It is believed that no fees under 37 C.F.R. §§ 1.16 to 1.21 are due by filing this paper. Should the Commissioner determine otherwise, the Commissioner is hereby authorized to deduct said fees from Fulbright & Jaworski Deposit Account No. 50-1212/AMBI:052USC1.

The Examiner is requested to contact Applicant's representative at (512)-536-3020 with any questions or comments concerning this application.

Respectfully submitted,



Michael R. Krawzenek  
Reg. No. 51,898  
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701  
512.536.3020 (voice)  
512.536.4598 (fax)

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